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Attorneys for Movants for Intervention as Defendants

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA  
**MOVANT MURKOWSKI *ET AL*'S MOTION TO INTERVENE**

ORGANIZED VILLAGE OF KAKE; ORGANIZED	)
VILLAGE OF SAXMAN; HOONAH INDIAN	)
ASSOCIATION; KETCHIKAN INDIAN COMMUNITY;	)
KLAWOCK COOPERATIVE ASSOCIATION;	)
WOMEN'S EARTH AND CLIMATE ACTION	)
NETWORK; THE BOAT COMPANY; UNCRUISE;	)
ALASKA LONGLINE FISHERMEN'S ASSOCIATION;	) Case No.
SOUTHEAST ALASKA CONSERVATION COUNCIL;	) 1-20-cv-
NATURAL RESOURCES DEFENSE COUNCIL;	) 011 SLG
ALASKA RAINFOREST DEFENDERS; ALASKA	)
WILDERNESS LEAGUE; SIERRA CLUB; DEFENDERS	)
OF WILDLIFE; NATIONAL AUDUBON SOCIETY;	)
CENTER FOR BIOLOGICAL DIVERSITY; FRIENDS	)
OF THE EARTH; THE WILDERNESS SOCIETY;	)
GREENPEACE, INC.; NATIONAL WILDLIFE	)
FEDERATION; and ENVIRONMENT AMERICA,	)
	)
Plaintiffs,	)

v.

THOMAS VILSACK, in his official capacity as )  
Secretary of Agriculture, UNITED STATES )  
DEPARTMENT OF AGRICULTURE, )  
STEPHEN CENSKY, or his successor, in his )  
official capacity as Deputy Secretary of )  
Agriculture; and UNITED STATES FOREST )  
SERVICE, )  
**Defendants,** )  
)  
STATE OF ALASKA, )  
**Defendant-Intervenor, and** )  
)  
GOVERNOR FRANK H. MURKOWSKI, )  
THE CITY OF CRAIG (CRAIG), THE CITY )  
OF KETCHIKAN, THE KETCHIKAN )  
GATEWAY BOROUGH (KGB), SOUTHEAST )  
STEVEDORING CORP. ALASKA ELECTRIC )  
LIGHT & POWER COMPANY (AEL&P), )  
ALASKA POWER & TELEPHONE (AP&T), )  
ALASKA MARINE LINES, INC. (AML), )  
THE ALASKA MINERS' ASSOCIATION )  
(AMA), HYAK MINING CO., THE RESOURCE )  
DEVELOPMENT COUNCIL FOR ALASKA )  
(RDC), THE ALASKA CHAMBER, THE )  
JUNEAU CHAMBER OF COMMERCE, )  
THE FIRST THINGS FIRST ALASKA )  
FOUNDATION (FTF), TYLER RENTAL )  
INC. (TYLER), FIRST BANK, TEMSCO )  
HELICOPTERS, INC., SAMSON TUG )  
AND BARGE COMPANY, INC., BOYER )  
TOWING INC., COASTAL HELICOPTERS, )  
INC., CONSTRUCTION MACHINERY )  
INDUSTRIAL, LLC., GREATER KETCHIKAN )  
CHAMBER OF COMMERCE, AND )  
SOUTHEAST CONFERENCE. )  
**Movants** )  
)

Pursuant to Federal Rule of Civil Procedure 24(a), Movants hereby move to intervene as of right. In the alternative, Movants seek permissive intervention pursuant to Rule 24(b).

This Motion is supported by the attached Memorandum in Support of Motion to Intervene and accompanying declarations. A Proposed Answer setting forth responses and affirmative defenses to Plaintiffs' Complaint is attached. *See* LCvR 7(j). A Proposed Order granting this Motion to Intervene as Defendants is also attached. *See* LCvR 7(c).

As required by Local Civil Rule 7(m), counsel for Movants has conferred with counsel for the parties to this action concerning their positions on this motion. Counsel for Organized Village of Kake, *et al* states that they reserve their position to object until they have been able to review the Motion. Federal Defendants United States Department of Agriculture, *et al.* take no position on this Motion. The State of Alaska does not object to Movants' intervention.

Respectfully submitted this 22nd day of March 2021.

s/James F. Clark

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Attorneys for Movants

## **CERTIFICATE OF SERVICE**

I hereby certify that on the 22nd day of March 2021 I caused to be electronically filed the foregoing MOTION TO INTERVENE with the Clerk of the Court for the United States District Court for Alaska using the Court's CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the appellate CM/ECF system.

s/ Steven W. Silver  
Steven W. Silver